



**City of YUMA**

**CITY OF YUMA  
REGULAR CITY COUNCIL MEETING **SUMMARY**  
COUNCIL CHAMBERS – YUMA CITY HALL  
ONE CITY PLAZA, YUMA, ARIZONA  
WEDNESDAY, JANUARY 06, 2010**

***IMMEDIATELY FOLLOWING THE 2010 INAUGURATION  
CEREMONY HELD AT 5:30 P.M.***

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**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**CALL TO ORDER 6:12 PM**

**ROLL CALL**

**FINAL CALL** for submission of Speaker Request Forms

**PRESENTATIONS**

- Recognition of Police Department promotions

**COMMUNICATIONS / FACTUAL RESPONSES**

**INFORMATIONAL**

**UPDATE** This is the City Administrator's opportunity to clarify facts regarding statements circulating in the Yuma community in recent weeks concerning City issues and projects. The City Administrator's comments are intended to be informational only and no discussions, deliberations or decisions will occur on this item.

**I. CALL TO THE PUBLIC**

**NO LEGAL ACTION**

**PERMITTED** Members of the public may address the City Council on matters that are not listed on the City Council agenda. The City Council cannot discuss or take legal action on any matter raised unless it is properly noticed for discussion and legal action. At the conclusion of the Call to the Public, individual members of the City Council may respond to criticism made by those who have addressed the City Council, may ask staff to review a matter or may ask that a matter be placed on a future agenda. All City Council meetings are recorded and videotaped.

## II. MOTION CONSENT AGENDA

All items listed on the Motion Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a Councilmember so requests. In which event, the item will be removed from the Motion Consent Agenda and the vote or action will be taken separately.

**A.** Approval of minutes of the following City Council meeting(s):

*There are no minutes scheduled at this time.*

**B.** Approval of Staff Recommendations:

**Page Item**

1. Executive Sessions may be held at the next regularly scheduled Special Worksession, Regular Worksession and City Council Meeting for personnel, legal, litigation and real estate matters pursuant to A.R.S. § 38-431.03 Section A (1), (3), (4), and (7). (City Attorney)

**APPROVED 2. Special Event Liquor License: Friends of Yuma County Libraries, Inc.**

Approve a Special Event Liquor License application submitted by Ruth Ann Zinn, on behalf of the Friends of Yuma County Libraries, Inc. The scheduled event is a fundraiser in support of the Yuma Main Library and will be held at 2951 S. 21st Drive, on Saturday, January 23, 2010, from 6:00 p.m. to 9:00 p.m. (SP09-18) (City Administration/City Clerk)

**APPROVED 3. Special Event Liquor License: Hospice of Yuma**

Approve a Special Event Liquor License application submitted by John E. Williams, on behalf of the Hospice of Yuma for the annual Roping Round Up and Concert. The scheduled event will be held at the Yuma County Fairgrounds, 2520 E. 32nd Street, on Saturday, February 6, 2010 from 12:30 p.m. to 11:00 p.m. (SP09-19) (City Administration/City Clerk)

**APPROVED 4. Special Event Liquor License: H.H. Donkersley Post 19 American Legion**

Approve a Special Event Liquor License application submitted by Herschel Patterson, on behalf of the American Legion Post 19, for the Blue Grass Festival. The scheduled event will be held at the West Wetlands Park, 2200 W. Water Street, on Saturday, January 23, 2010 from 10:00 a.m. to 6:00 p.m. (SP09-20) (City Administration/City Clerk)

**APPROVED 5. Liquor License: Hooligans Comedy Club & Sports Bar**

Approve a #6 Bar (Person Transfer/Interim Permit) Liquor License application submitted by Brian Scott Schroeder, agent for Hooligans Comedy Club & Sports Bar, 3950 W. 24th Street, Yuma, Arizona. (LL09-22) (City Administration/City Clerk)

**APPROVED 6. Contract Amendment: Request for Proposal (RFP) - 28th Street Storm Drainage**

Authorize a contract amendment for additional engineering design services required to complete the 28th Street Storm Drainage, with the following firm: Dibble Engineering, Phoenix, Arizona. (City Engineering Department - RFP No. 96036)

**APPROVED 7. Bid Award: Deyo Complex Tennis Court Rehabilitation**

Award to the lowest responsive/responsible bidder for Deyo Complex Tennis Court Rehabilitation at a total cost of \$367,466.18 to: DPE Construction, Inc. Yuma, Arizona. (City Engineering Department - Bid #2010000233)

**CONTINUED  
TO THE  
RCM OF  
1/20/2010 8. Bid Rejection: Fire Department Pre-Engineered Training Tower and Burn Building**

Reject all bids for the construction of Fire Department Pre-Engineered Training Tower and Burn Building. (City Engineering Department - Bid # 2008000328)

**APPROVED 9. Standard Intergovernmental Agreement: Information Technology Services**

Approve a standard Intergovernmental Agreement to provide Information Technology Services to other governmental agencies on as as-needed basis as time permits and authorize the City Administrator to approve requested services and modify fees charged when necessary. (Information Technology Services/ Administration)

**SUGGESTED MOTION: To approve the MOTION CONSENT AGENDA as recommended:**

M/\_\_\_\_\_ S/\_\_\_\_\_ VV/\_\_\_\_\_

### III. RESOLUTION CONSENT AGENDA

All items listed on the Resolution Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Resolution Consent Agenda and the vote or action will be taken separately.

*There are no resolutions scheduled at this time.*

### IV. ADOPTION OF ORDINANCES CONSENT AGENDA

All items listed on the Ordinances Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Ordinance Consent Agenda and the vote or action will be taken separately.

**ADOPTED A. Ordinance O2010-01 Rezoning of Property: 3861 & 3885 South Pico Avenue**

Rezone property from the Light Industrial (LI) District to the Heavy Industrial (H-I) District. The applicant is the City of Yuma on behalf of Yuma County Airport Authority. (Z2009-016). (Community Development/Community Planning)

**ADOPTED B. Ordinance O2010-02 Stormwater Drainage Access Easement**

Authorize acquisition of drainage access easement from Kohl's Department Stores, Inc. (City Engineering/Administration)

**ADOPTED C. Ordinance O2010-03 Right-of-Way Acquisition: 12th Street - Lot 209 of Magnolia Village Unit No. 3**

Authorize the acquisition of Lot 209 of Magnolia Village Unit No. 3 for 12th Street widening and reconstruction, between Avenue B and Avenue A. (City Engineering/ Administration)

**ADOPTED D. Ordinance O2010-04 Yuma City Code Amendment: Bidder's Preference**

Authorize amendment to the Yuma City Code, Title 3, Chapter 36, Section 36-37 - Bidder's Preference to allow the City Administrator or designee the discretion to grant a monetary preference to local bidders.  
(Finance/Purchasing)

**SUGGESTED MOTION: To adopt the ORDINANCES CONSENT AGENDA as recommended:**

M/\_\_\_\_\_ S/\_\_\_\_\_ RV/\_\_\_\_\_

**V. INTRODUCTION OF ORDINANCES**

The following ordinance(s) is presented to the City Council for introduction. No vote or action by the City Council is necessary. However, the City Council may, at its option, vote or take action where appropriate. Ordinances given introduction are generally presented to the City Council for adoption at the next Regular City Council meeting.

**INTRODUCED A. Ordinance O2010-05 Property Acquisition: 32nd Street Improvements**

Authorize the acquisition of stormwater basin property for 32nd Street improvements, between Avenue B and Avenue A. (City Engineering/Administration)

**INTRODUCED B. Ordinance O2010-06 Conveyance of Easement**

Authorize the conveyance of an easement to Arizona Public Service Company for lighting of the West Wetlands Pathway. (City Engineering/Administration)

**INTRODUCED C. Ordinance O2010-07 Zoning Code Text Amendment: Temporary Signs.**

Amend the City of Yuma Zoning Code, Title 15, Chapter 154, Section 421, Exempt Signing; to allow temporary signs when business visibility and access are impacted by roadway construction. (Z2009-018R). (Community Development/Community Planning)

**INTRODUCED D. Ordinance O2010-08 Special Election: Yuma City Charter, Article XII, Section 2, Local Preference**

Call for a mail ballot Special Election on May 18, 2010 and submit ballot language to the qualified electors of the City of Yuma, for the purpose of amending the Yuma City Charter, Article XII, Section 2, Local preference. (City Administration/City Clerk)

**VI. PUBLIC HEARINGS & RELATED ACTIONS**

*There are no Public Hearings scheduled at this time.*

**VII. APPOINTMENTS, ANNOUNCEMENTS AND SCHEDULING**

Discussion and possible action on the following items:

1. Appointments of City Councilmember's to various boards, commissions, committees and offices for 2010:
  - Deputy Mayor **Councilmember Johnson**
  - Employee Benefit Trust **Councilmember McClendon**
  - Greater Yuma Economic Development Corporation (GYEDC), Executive Board **Mayor Krieger**
  - Greater Yuma Economic Development Corporation (GYEDC), Board of Directors **Mayor Krieger; alternate Councilmember Brooks-Gurrola**
  - Western Arizona Council Governments (WACOG), Executive Board **Councilmember Mendoza; alternate Susana Chavez**
  - Western Arizona Council Governments (WACOG), Council on Aging **Councilmember Mendoza**
  - Western Arizona Council Governments (WACOG), Yuma County Advisory Board **Councilmember Mendoza**
  - Yuma Metropolitan Planning Organization (YMPO), Executive Board: three terms **Mayor Krieger, Councilmember Johnson & Councilmember Beeson**
  - Greater Yuma Port Authority (GYPA) **Mayor Krieger; alternate Terre Catanzaro with a term to expire 5/7/2011**

APPOINTMENTS  
MADE

2. Appointment to boards, commissions, committees and offices:

APPOINTMENT  
MADE



- Clean and Beautiful Commission: two terms to expire 12/11/2012
- Merit System Board: one term to expire 01/15/2012 **Del Cave**
- Residential Advisory & Appeals Board: two partial (one citizen and one Plumbing Contractor) terms to expire 09/01/2011
- Water and Sewer Commission: one partial term to expire 07/06/2013

3. Announcements:

REPORTED

- City Council report on meetings/events attended – City Council report on issues discussed in meetings/events attended by a City Council representative in their official capacity as the City's representative during the period of December 16, 2009 through January 6, 2010. City Council questions regarding the update must be limited solely for clarification purposes. If further discussion is warranted, the issue will be added to a future agenda for a detailed briefing.
- City Council report of upcoming meetings.
- City Council request for agenda items to be placed on future agendas.

4. Scheduling: Motion to schedule future City Council meetings pursuant to Arizona Revised Statutes Section 38-431.02 and the Yuma City Code, Chapter 30.

CANCELLED - JANUARY 19, 2010, 3PM SPECIAL WORKSESSION

**VIII. SUMMARY OF CURRENT EVENTS**

NOT  
REPORTED

This is the City Administrator's opportunity to give notice to the City Council of current events impacting the City. Comments are intended to be informational only and no discussion, deliberation or decision will occur on this item.

**IX. EXECUTIVE SESSION**

NO EXECUTIVE  
SESSION  
HELD

An Executive Session may be held during this meeting to discuss pending Legal/Personnel/Real Estate matters. An Agenda will be posted 24 hours in advance.

**ADJOURNMENT 6:52 PM**

In accordance with the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973 the City of Yuma does not discriminate on the basis of disability in the admission of or access to, or treatment or employment in, its programs, activities, or services. For information regarding rights and provisions of the ADA or Section 504, or to request reasonable accommodations for participation in City programs, activities, or services contact: ADA/Section 504 Coordinator, City of Yuma Human Resources Department, One City Plaza, PO Box 13012, Yuma, Arizona 85366-3012; (928) 373-5125 or TTY (928) 373-5149.